

*Part of paper #5*

PATENT

Attorney Docket No. 046601-5053

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Masayoshi OKURA, et al.

Application No.: 09/613,742

Filed: July 11, 2000

For: ROTARY DEFLECTOR, OPTICAL  
SCANNING UNIT AND IMAGE  
FORMING APPARATUS

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APR 19 2002

Group Art Unit: 2872 TECHNOLOGY CENTER 2800

Examiner: J. PHAN

RESPONSE TO SPECIES ELECTION REQUIREMENTCommissioner for Patents  
Washington, DC 20231

Sir:

In a Species Election Requirement dated October 2, 2001, the Examiner required election under 35 U.S.C. § 121 among (1) the species disclosed in the first embodiment, (2) the species disclosed in the second embodiment, (3) the species disclosed in the third embodiment, and (4) the species disclosed in the fourth embodiment. Applicants hereby provisionally elect to prosecute claims 1-4, 9 and 12, corresponding to the species disclosed in the first embodiment, i.e. Figures 1-14. Applicants believe that claims 1, 9 and 12 are generic claims.

Applicants respectfully request a three-month extension of time. Please charge our Deposit Account No. 50-0310 in an amount of \$870.00 for the extension fee. A response to the Election Requirement is thereby due on February 4, 2002 (given that February 2, 2002 was a Saturday).

If there are any other fees due in connection with the filing of this response, please charge the fees to our Deposit Account No. 50-0310. If a fee is required for an extension of time

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under 37 C.F.R. § 1.136 not accounted for above, such extension is requested and the fee should also be charged to our Deposit Account.

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

By: 

K. Karen Loewenstein  
Registration No. 41,161

Dated: February 4, 2002

**CUSTOMER NO. 009629**  
**MORGAN, LEWIS & BOCKIUS LLP**  
1111 Pennsylvania Avenue, NW  
Washington, D.C. 20004  
202-739-3000